



Eugene City Council

101 W 10th Ave., Suite 203
Eugene, OR 97401
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www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

February 12, 2024

7:30 p.m. CITY COUNCIL MEETING

City Council meetings will continue to be held in hybrid format using in person and virtual meeting technology. Information about online or other options for access and participation will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>

Meeting of February 12, 2024; Her Honor Mayor Lucy Vinis Presiding

Councilors

Matt Keating, President
Greg Evans
Emily Semple
Alan Zelenka

Randy Groves, Vice President
Mike Clark
Lyndsie Leech
Jennifer Yeh

7:30 p.m. CITY COUNCIL MEETING

1. CEREMONIAL MATTERS

A. Black History Month Proclamation

2. COMMITTEE REPORTS AND ITEMS OF INTEREST

3. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- November 13, 2023 Work Session
- December 11, 2023 Meeting
- December 11, 2023 Work Session
- January 10, 2024 Work Session

B. Approval of City Council Tentative Agenda

C. Approval of A Resolution Authorizing the Issuance and Sale of Electric Utility Revenue Bonds and Electric Utility Revenue Refunding Bonds and Providing for Related Matters

4. PUBLIC COMMENT

The Eugene City Council welcomes your interest in these agenda items. This meeting location is wheelchair-accessible. For the hearing impaired, an interpreter can be provided with 48 hours' notice prior to the meeting. Spanish-language interpretation will also be provided with 48 hours' notice. To arrange for these services, contact the receptionist at 541-682-5010. City Council meetings are telecast live on Metro Television, Comcast channel 21, and rebroadcast later in the week.

El consejo de la Ciudad de Eugene agradece su interés en estos asuntos de la agenda. El lugar de la reunión tiene acceso para sillas de ruedas. Se puede proveer a un intérprete para las personas con discapacidad auditiva si avisa con 48 horas de anticipación. También se puede proveer interpretación para español si avisa con 48 horas de anticipación. Para reservar estos servicios llame al 541-682-5010. Las reuniones del consejo de la ciudad se transmiten en vivo por Metro Television, Canal 21 de Comcast y son retransmitidas durante la semana.

For more information, contact the Council Coordinator at 541-682-5010,
or visit us online at www.eugene-or.gov.

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Ceremonial Matters

Meeting Date: February 12, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 1A
Staff Contact: Cherish Bradshaw
Contact Telephone Number: 541-682-8340

ISSUE STATEMENT

This item is to acknowledge awards and achievements and inform the public of proclamations by the Mayor. No action is required by the City Council.

BACKGROUND

Per City Council Operating Agreements, at the first regular meeting of each month, the first agenda item shall be used to acknowledge special recognition or awards given to the City of Eugene or for the Mayor to read proclamations which serve to encourage and educate the community. Proclamations shall be made and placed on the agenda at the discretion of the Mayor.

The following proclamations for the month of February will be read during the February 12, 2024 meeting:

- February 1, 2024 – Black History Month

Current and previous proclamations are available on the City's [Proclamation webpage](#).

ATTACHMENTS

- A) Black History Month Proclamation

FOR MORE INFORMATION

Staff Contact: Cherish Bradshaw, Assistant, Mayor and City Council
Telephone: 541-682-8340
Staff E-Mail: cabradshaw@eugene-or.gov

OFFICE OF THE MAYOR

City of Eugene, Oregon

PROCLAMATION

WHEREAS: Black History Month, also known as African American History Month, is an annual celebration and recognition of achievements by Black Americans and a time for acknowledging their important role in U.S. history and in our communities; and

WHEREAS: Carter Godwin Wilson, a Black historian, recognized the accomplishments of Black American citizens and, on February 7, 1926, created one of the cultural landmarks of contemporary Americans, “Negro History Week.” The second week of February was chosen for the event because it coincided with the birthday of President Abraham Lincoln on February 12th and Frederick Douglass on February 14th; in the 1960s, during the height of the Civil Rights Movement, “Negro History Week” was changed to “Black History Week”; and

WHEREAS: As part of the national Bicentennial Celebration, President Gerald Ford officially recognized Black History Month in 1976, calling upon the public to “seize the opportunity to honor the too-often neglected accomplishments of Black Americans in every area of endeavor throughout our history.” Since then, every U.S. President has officially designated the month of February as Black History Month; and

WHEREAS: The 2024 National Theme for the observance is “African Americans and the Arts”. This theme celebrates Black American contributions in the fields of visual and performing arts, literature, fashion, folklore, language, film, music, architecture, culinary and other forms of cultural expression.

WHEREAS: Black American artists have used art to preserve history and community memory as well as for empowerment. From the Harlem Renaissance to jazz musicians, they have been at the forefront of artistic movements that have challenged stereotypes, celebrated Black culture and identity, and helped to bring people together across racial and cultural lines.

NOW, THEREFORE, I, Lucy Vinis, Mayor of the City of Eugene, Oregon, do hereby proclaim February 2024, to be

“Black History Month”

in Eugene, Oregon, and encourage all community members to join in celebrating the contributions of Black Americans’ to our community and our nation.

Mayor Lucy Vinis
City of Eugene
February 1, 2024

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: February 12, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3A
Staff Contact: Natalie Venhuda
Contact Telephone Number: 541-682-8497

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

BACKGROUND

Per City Council Operating Agreements, written minutes shall be taken for all City Council meetings in accordance with the Oregon Attorney General's Public Records and Meetings Manual. The minutes must give a true reflection of the matters discussed but need not be a full transcript, verbatim or recording.

As a matter of courtesy and efficiency a councilor should notify the Mayor and other councilors that they intend to propose an amendment to the minutes and should propose replacement text in advance of the meeting at which those minutes are scheduled to be approved. If the proposed amendment is a simple factual, grammatical, or spelling correction, the amendment may be proposed without consulting the minutes recorder. If the proposed amendment is substantive in nature or seeks to clarify the speaker's intent, the councilor should notify the minutes recorder and request verification of the proposed amendment.

SUGGESTED MOTION

Move to approve the minutes for the work sessions and meetings on November 13, 2023, December 11, 2023, and January 10, 2024.

ATTACHMENTS

- A. November 13, 2023 Work Session
- B. December 11, 2023 Meeting
- C. December 11, 2023 Work Session
- D. January 10, 2024 Work Session

FOR MORE INFORMATION

Staff Contact: Natalie Venhuda, City Council Coordinator

Telephone: 541-682-8497

Staff E-Mail: nvenhuda@eugene-or.gov

MINUTES

Eugene City Council Work Session Eugene, Oregon 97401

November 13, 2023
5:30 p.m.

Councilors Present: Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Lyndsie Leech, and Randy Groves

Councilors Absent: Emily Semple

Mayor Vinis opened the November 13, 2023, work session of the Eugene City Council in a hybrid format at 101 W 10th Avenue, Eugene OR 97401.

- 1. WORK SESSION: Sustainability Commission FY23 Annual Report and FY24 Work Plan**
City Manager Medary introduced Danielle Klinkebiel, Climate Policy Analyst, Jan Bohman, Chair of the Sustainability Commission, and Devon Mann, Vice-Chair, who presented the annual report and work plan for the Sustainability Commission.

Councilor Discussion:

- Mayor Vinis – noted her appreciation for the work of the Sustainability Commission; noted her excitement about their commitment to outreach and education.
- Councilor Clark – asked about the commission’s role in land use planning.
- Councilor Groves – asked if the sustainability program has compared their agenda and costs to programs in other similarly sized cities; noted researching the practices of other organizations can lead to increased efficiency and reduced costs; stated he has found other organizations to be receptive to sharing their practices; noted that the City is likely on the cutting edge for sustainability.
- Councilor Zelenka – stated the commission should focus on maximizing the available funding from federal and state sources; noted another focus should be ensuring well-paying jobs are coming into the City from newly funded renewable energy projects; stated the commission should focus on transportation emissions; asked for clarification on transportation decarbonization; noted the state did not fund the rebate program for electric vehicles and the City should look in to doing that locally; noted the state has a new building performance standard that will need to be handled well at the local level; noted the commission should work towards adopting a home energy scoring system as a strategy for building decarbonization; noted a recent request for a proposal to apply home energy scores to rental properties.
- Councilor Keating – asked about strengthening the tree canopy preservation standards; asked about the gas-powered leaf blower committee; asked about the commission’s foundation for engagement and outreach; asked the commission to elaborate on their recommendations for Climate Friendly and Equitable Communities parking mandates;

noted he has done work around gas-powered leaf blowers through his work on Lane Regional Air Protection Agency's Citizen Advisory Committee.

- Councilor Yeh – noted the level of detail in the proposed committee descriptions; appreciates the intentional alignment of commission work with Council and staff work; asked about communication between the commission and Council.
- Councilor Leech – asked about the commission's role as the "ears" of Council in the community and how that can increase equity and engagement; stated she likes hearing ideas about utilizing different, available resources and that she would like to have that information as well.
- Councilor Zelenka – noted the commission should focus on communications around Climate Action Plan 2.0; believes better communications will help with implementation within the community; asked the commission to focus on how the governor's task force on housing may affect the City's tree ordinance; noted the Short Mountain Landfill Gas project with the Emerald People's Utility District creates electricity which reduces greenhouse emissions and brings revenue to the community; asked if the proposed Integrated Material and Energy Recovery Facility (IMERF) at Short Mountain would redirect organic materials from the landfill gas project; noted he hopes that project will focus on non-organic material recycling.

MOTION: Councilor Groves, seconded by Councilor Keating, moved to approve the FY 24 Sustainability Commission Work Plan which includes establishment of the following committees: Building Decarbonization, Food Waste Prevention, and Outreach and Education.

VOTE: PASSED 7:0

2. WORK SESSION: Human Rights Commission FY 2023 Work Plan Report

City Manager Medary introduced Drae Charles, Human Rights and Equity Analyst, and Scott Lemons, Chair of the Human Rights Commission, who presented the annual report for the Human Rights Commission.

- Mayor Vinis – noted her appreciation for the presentation and the structure of the commission's two-year plan.
- Councilor Leech – noted she is the councilor assigned to the commission; noted she finds celebrating our diverse community and the dedication and passion of the commission members inspiring; noted the importance of the commission's work to the community, especially given the recent hate and bias crime report.
- Councilor Zelenka – asked how the commission will be handling the current vacancies; suggested the commission work with the Sustainability Commission to direct the incoming federal and state funds towards living wage jobs for the community; noted the commission has an ambitious work plan; asked for the commission's top three priorities; asked if Salem will be part of the best practices committee being formed by the seven cities in Oregon with Human Rights Commissions.
- Councilor Keating – asked about the possibility of exploring human rights commission work nationally; asked about the commission's relationship with the Poverty and Homelessness Board; noted his appreciation for Councilor Leech, Chair Lemons, and Drae Charles; noted the difficulty addressing xenophobic or antisemitic rhetoric; asked if

addressing hate is a challenge for the commission; asked how the Council or City can support the commission in stopping hateful rhetoric.

- Councilor Yeh – asked if the commission works with Bethel or 4J school districts; noted that the majority of incidents in schools are likely bias and not hate crimes; asked if the proposed multi-city collaboration will investigate best practices for human rights commissions specifically or if it will have a broader scope; asked if other city commissions and boards could support the tabling and events managed by the Human Rights Commission; asked how mid-year vacancies are filled; asked how work group vacancies are filled.

The meeting was adjourned at 6:51 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Cherish Bradshaw)

Link to the webcast of this City Council meeting [here](#).

MINUTES

Eugene City Council Work Session Eugene, Oregon 97401

December 11, 2023
5:30 p.m.

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, and Randy Groves

Councilors Absent: Lyndsie Leech

Mayor Vinis opened the December 11, 2023, work session of the Eugene City Council in a hybrid format at 101 W 10th Avenue, Eugene OR 97401.

1. WORK SESSION: Risk Bond Follow Up Discussion

City Manager Medary introduced Ian Penn, Sustainability Manager, who presented on a Eugene Hazard and Risk Assessment Framework.

Councilor Discussion:

- Councilor Groves – stated the City should communicate with the business and industrial community about the process and the goals; noted he is concerned about unintended releases that are immediately dangerous to life and health; stated it is important for the City to have the ability to mitigate releases and contamination if a company is unable to pay; noted the importance of balancing industry with public protections.
- Councilor Zelenka – stated his appreciation for the planned phased-in approach; asked about the size of the proposed hazards database; noted starting small and building up is a good approach; asked if they have considered vulnerability assessments for climate change; noted the variety of ways to assess climate vulnerabilities and assign risk levels.
- Mayor Vinis – stated the importance of engaging with the local business community.
- Councilor Zelenka – noted this work will narrow the wide range of hazards and risks to a discrete data set that will be high impact, high probability, and high vulnerability.
- Councilor Keating – asked if the boundaries include rail, the non-profit or government sector, and public education partners.
- Councilor Groves – noted the three basic areas to cover are transportation, storage, and use; noted the difficulty of addressing the transportation piece from a risk bond standpoint but that it is important from a risk assessment standpoint; noted the fire department as a good resource.
- Councilor Zelenka – asked about the timeframe from the request for proposal to completing the first phase of work; stated that spending time to create a thoughtful scope of work will result in better proposals.

MOTION: Councilor Groves, seconded by Councilor Keating, moved to direct the City Manager to proceed with Steps 1 and 2 as set out in

Attachment C to this AIS entitled “Eugene Hazard and Risk Assessment Framework.”

VOTE: PASSED 6:1 (opposed by Councilor Clark)

2. WORK SESSION AND POSSIBLE ACTION: A Resolution Calling for Peace And In Opposition To War

Mayor Vinis introduced the topic and opened the floor to comments from Council.

Councilor Discussion:

- Councilor Groves – noted his initial hesitations with supporting the resolution, but has since realized this international issue does affect the local community; noted hate crimes have risen 300 percent nationally and that is reflected locally; noted one of Council’s primary goals is to ensure the safety, health, and welfare of those who live, work, or recreate in Eugene; thanked the Mayor for sharing her perspective on the issue.
- Councilor Keating – thanked Councilor Leech and the Human Rights Commission for their assistance in crafting the resolution; stated the weeks of war in Gaza are easy to abhor and impossible to ignore; stated Council has a responsibility as an elected body to support fundamental human rights, to call for peace, and to oppose war; noted that the resolution is not perfect but it is a strong value statement; urged unanimous support.
- Councilor Zelenka – noted the situation in the Middle East is affecting the local community; noted the October 7, 2023 attack was horrible and that Israel’s response has also been horrible; stated war should be avoided at all costs; stated this resolution shows where the Council stands, and they are paying attention to what impacts the community; stated he will support the resolution.

MOTION: Councilor Groves, seconded by Councilor Keating, moved to adopt A Resolution Calling for Peace and In Opposition to War as set forth in Attachment A with the inclusion of E) We have a moment to stand for peace, with clarity about the depth of pain and the challenge of compromise that is required.

VOTE: PASSED 7:0

The meeting was adjourned at 6:14 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Cherish Bradshaw)

Link to the webcast of this City Council meeting [here](#).

MINUTES

**Eugene City Council Meeting and
Eugene Urban Renewal Agency Meeting and
Eugene City Council Public Hearing
Eugene, Oregon 97401**

**December 11, 2023
7:30 p.m.**

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, and Randy Groves

Councilors Absent: Lyndsie Leech

Mayor Vinis opened the December 11, 2023, meeting of the Eugene City Council in a hybrid in-person and virtual format at 101 W. 10th Avenue, Suite 114, Eugene, OR 97401.

1. CEREMONIAL MATTERS

Mayor Vinis read a proclamation for Human Rights Day.

2. COMMITTEE REPORTS AND ITEMS OF INTEREST

- Councilor Keating – noted his attendance at a performance of *To Kill a Mockingbird* at the Hult Center; noted his attendance at a round table discussion about the potential creation of a port at Coos Bay, Oregon; noted the recent celebration of life for James Jacobson.
- Mayor Vinis – noted her attendance at a Human Rights Day event.

3. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- October 9, 2023 Work Session
- October 9, 2023 Meeting
- November 15, 2023 Meeting
- November 27, 2023 Work Session
- November 27, 2023 Meeting

B. Approval of City Council Tentative Agenda

MOTION: Councilor Groves, seconded by Councilor Keating, moved to approve the items on Consent Calendar 1. **VOTE: 7:0 PASSED**

4. PUBLIC COMMENT

1. Allyson Kim Hazlehurst – introduced the youth ambassadors who recently returned from a trip to Eugene's Sister City, Jinju, South Korea.
2. Maren Widmer – spoke about their trip to Eugene's Sister City, Jinju, South Korea.
3. Callyn Widmer – spoke about their trip to Eugene's Sister City, Jinju, South Korea.
4. Emily Beatty – spoke in favor of a resolution calling for a ceasefire in Palestine.
5. Stefan Strek – spoke about the passing of his beloved cat.
6. Anna Rain – spoke about the conflict in Palestine and its effects on women.

7. Susan Hirata – spoke in favor of STAR voting and the upcoming ballot measure.
8. Ryder Hales – spoke in favor of a resolution calling for a ceasefire in Palestine.
9. Michael Curtin – asked Council to not directly oppose the upcoming ballot measure on STAR voting.
10. Todd Boyle – spoke in favor of a resolution calling for a ceasefire in Palestine.
11. Scott Fife – spoke in favor of STAR voting and the upcoming ballot measure.
12. Leilani Sabzalian – spoke in favor of a resolution calling for a ceasefire in Palestine.
13. Brennan Fitzgerald – spoke in favor of a resolution calling for a ceasefire in Palestine.
14. Mark Osterloh – asked Council to not directly oppose the upcoming ballot measure on STAR voting.
15. Jacob Trewe – spoke in favor of STAR voting and the upcoming ballot measure.
16. Nicholas De Grange – spoke in favor of a resolution calling for a ceasefire in Palestine.
17. Valentine Bentz – spoke in favor of a resolution calling for a ceasefire in Palestine.
18. Thomas Hiura – spoke in favor of a resolution calling for a ceasefire in Palestine.
19. Justin Russell – asked Council to not directly oppose the upcoming ballot measure on STAR voting.
20. Spencer McIntyre – spoke in favor of a resolution calling for a ceasefire in Palestine.
21. Emma Scott Lavin – asked Council to not directly oppose the upcoming ballot measure on STAR voting.
22. Jonathan Miller – spoke in favor of STAR voting and the upcoming ballot measure.
23. Sigh O'Nara – spoke in favor of STAR voting and the upcoming ballot measure.
24. Wendy Cook – spoke in favor of STAR voting and the upcoming ballot measure.
25. Geoffrey Gordon – spoke in favor of a resolution calling for a ceasefire in Palestine.
26. Ashley Wright – spoke in favor of STAR voting and the upcoming ballot measure.
27. Erica Lyon – spoke in favor of STAR voting and the upcoming ballot measure.
28. Carver Goldstein – asked Council to not directly oppose the upcoming ballot measure on STAR voting.
29. Sara Wolk – spoke in favor of STAR voting and the upcoming ballot measure.
30. Ben Smith – spoke in favor of STAR voting and the upcoming ballot measure.
31. Katherine Price – spoke in favor of a resolution calling for a ceasefire in Palestine.
32. Sienna Fitzpatrick – spoke in favor of a resolution calling for a ceasefire in Palestine.
33. Kamryn Stringfield – spoke in favor of a resolution calling for a ceasefire in Palestine.
34. Allen McWayne – spoke against the use of City funds being used to build a stadium for the Eugene Emeralds.
35. Charlie Henderson – spoke in favor of a resolution calling for a ceasefire in Palestine.
36. Julie Williams-Reyes – spoke in favor of a resolution calling for a ceasefire in Palestine.
37. Bill O'Brien – spoke in favor of a resolution calling for a ceasefire in Palestine.
38. Luna Wicker – spoke in favor of a resolution calling for a ceasefire in Palestine.
39. Aidain C – spoke in favor of Council creating a resolution for a ceasefire in Palestine.
40. Sass – spoke in favor of STAR voting and the upcoming ballot measure.
41. Chelsi Cahoon – spoke in favor of a resolution calling for a ceasefire in Palestine.
42. Sam Schall – asked Council to not directly oppose the upcoming ballot measure on STAR voting.

Council Discussion:

- Mayor Vinis – noted her appreciation for the evening’s speakers; asked staff for clarification on council’s legal obligation to have meetings about certified ballot measures.

5. CONSENT CALENDAR 2**A. Approval of a Resolution Annexing Land to the City of Eugene (Assessor’s Map 17-03-09-31, Tax Lot 01300 Located at 3633 Coburg Road). (City File: A 23-7)**

MOTION: Councilor Groves, seconded by Councilor Keating, moved to approve the items on Consent Calendar 2. **VOTE: 7:0 PASSED**

6. PUBLIC HEARING AND ACTION: A Resolution Adopting a Supplemental Budget; Making Appropriations for the City of Eugene for the Biennium Beginning July 1, 2023 and Ending June 30, 2025

Mayor Vinis opened the public hearing.

City Manager, Sarah Medary, introduced the topic and provided background information.

1. John Barofsky– spoke in favor of the proposed action.

Mayor Vinis closed the public hearing.

MOTION: Councilor Groves, seconded by Councilor Keating, moved to adopt a resolution adopting a supplemental budget; making appropriations for the City of Eugene for the biennium beginning July 1, 2023 and ending June 30, 2025. **VOTE: 7:0 PASSED**

Mayor Vinis closed the meeting of the Eugene City Council and convened a meeting of the Eugene Urban Renewal Agency.

7. PUBLIC HEARING AND ACTION: A Resolution Adopting a Supplemental Budget; Making Appropriations for the Urban Renewal Agency of the City of Eugene for the Biennium Beginning July 1, 2023 and Ending June 30, 2025

Mayor Vinis opened the public hearing.

Agency Director, Sarah Medary, introduced the topic and provided background information.

1. John Barofsky– spoke in favor of the proposed action.

Mayor Vinis closed the public hearing.

Councilor Discussion:

- Councilor Semple – noted her appreciation for the support and insight of John Barofsky.
- Councilor Groves – noted his appreciation for John Barofsky’s support and commitment.
- Mayor Vinis – noted her appreciation for John Barofsky’s dedication and support.

MOTION: Councilor Groves, seconded by Councilor Keating, moved to approve a resolution, adopting a supplemental budget; making appropriations for the Urban Renewal Agency of the City of Eugene for the biennium beginning July 1, 2023 and ending June 30, 2025.

VOTE: 7:0 PASSED

Mayor Vinis adjourned the meeting at 9:27 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Cherish Bradshaw)

Link to the webcast of this City Council meeting [here](#).

MINUTES

Eugene City Council Work Session Eugene, Oregon 97401

January 10, 2024
12:00 p.m.

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Lyndsie Leech, and Randy Groves
Councilors Absent: Greg Evans

Mayor Vinis opened the January 10, 2024, work session of the Eugene City Council in a virtual format.

1. **COUNCILOR-INTRODUCED MOTION: Regarding Regional Pickleball Facility and System Development Charges**

City Manager, Sarah Medary, introduced Councilor Zelenka's intended motion regarding the Regional Pickleball Facility and System Development Charges.

MOTION: Councilor Zelenka, seconded by Councilor Keating, moved to direct the City Manager to return to Council before April 1, 2024 with an analysis of whether the regional pickleball facility is eligible to receive Parks SDC funds, the impact on other projects if the pickleball facility is added to the City's Parks SDC project list, and if it is eligible, a resolution for Council consideration that would amend the City's Parks and Open Space SDC Project Plan to add the regional pickleball facility.

Councilor Discussion:

- Councilor Zelenka – requested all information in the motion be brought back to Council at the same time; believes the motion would be expeditious; encouraged Council to vote to receive the analysis on the facilities eligibility for System Development Charges funds.
- Councilor Semple – noted her willingness to dedicate another work session to reviewing the topic; noted concerns with the City using System Development Charges Funds to fill in gaps when there is a problem; asked to know before the next work session how much the City brings in System Development Charges each year, how much the City spends on improvements, and what the state of the City's infrastructure is; indicated her uncertainty for the facility due to the City's budget crisis.
- Councilor Zelenka – noted that Parks System Development Charges can only be used on parks; highlighted that the City has a project list that the pickleball facility would be added to; noted he is in favor of the facility because it is a fast growing sport, it

could be an economic and jobs driver for the community, and the proposed location is remote from neighborhoods, minimizing noise impacts.

- Councilor Semple – appreciated the clarification that the Parks System Development Charges funds can only be used for parks; stated that she supports the work session with potential reservations.

VOTE: PASSED 7:0

2. WORK SESSION: Middle Housing Remand

City Manager, Sarah Medary, introduced Senior Planner, Jeff Gepper, who provided updates on the City's Middle Housing Code Amendments. Jeff was joined by the Assistant City Attorney, Lauren Sommers.

Councilor Discussion:

- Councilor Zelenka – asked staff to clarify if the additional language in Attachment B encompassed the changes outlined in the staff's discussion; noted that the majority of the changes are under Goal 11; asked how a developer would know if there are sufficient public facilities and services; asked how developers can proceed if there is a lack of or a constraint on facilities and services; clarified that if there are insufficient facilities or services, the developer must make provisions to pay for them.
- Councilor Clark – noted his opposition to the topic in 2022; noted his concern with the potential of a large development in Eugene due to the lack of land space; noted the City's policy to develop by infill; indicated that the City will not be able to build homes fast enough to serve the community's demand; noted his concern with sufficient findings under Goal 11 and the manner in which they are executed; expressed interest in the upcoming Public Hearing regarding the Middle Housing Remand and additional findings; noted that it is the City's job to ensure that it has a sufficient system to handle new housing; noted interest in a Public Works assessment of the City's sufficiency.
- Councilor Semple – asked staff if the ordinance went into effect after it was challenged; asked if those following the City's Code would be affected; asked when the new code would go into effect, if passed; asked which projects would have to adhere to the City's new code.
- Councilor Leech – asked staff for definitions of townhouses based on community emails.
- Councilor Groves – indicated his concern with the State's encroachment of home rule; stated he understands why the City tried to tailor the model code to the City code but thinks adopting the model code would have been more streamlined; indicated he dislikes when developers are frustrated, confused, or experiencing delays; noted that the City does not have enough available, buildable land for industry and business; noted that Salem, a city of comparable size to Eugene, has ten more square miles in its Urban Growth Boundary than Eugene; indicated that although he supports infill, the City is limiting its growth by focusing on it.

- Mayor Vinis – noted the City is going back to State Legislature this year for support for infrastructure on Crow Road; noted the legislature has allowed for significant increases in Middle Housing and is likely to increase more in the future.

3. **WORK SESSION: Follow-Up Discussion regarding Initiative Petition 2023-2/Measure 20-349 (STAR Voting)**

City Manager, Sarah Medary, introduced City Recorder, Katie LaSala, who provided information regarding STAR Voting.

Councilor Discussion:

- Councilor Semple – stated that Council should not take a position on STAR Voting; does not support placing a competing measure on the ballot; noted that she is comfortable with people promoting and arguing against it; noted her concern that voters will find the STAR Voting method confusing; suggested that those who are in favor of it have mock elections to demonstrate how it works.
- Councilor Keating – noted his concern with moving municipal elections from May and November to only November; indicated that eliminating the primary process increases the funding a candidate would need to viably compete in the race; asked about the cost to the City or County to implement the measure; asked if the City must include implementation costs of STAR Voting in the voters' pamphlet; noted he does not want the Council to propose a competing measure; noted his interest in ranked choice voting; noted that he does not think the Council should urge adoption or defeat of the measure.
- Councilor Groves – noted his concerns with having a different form of voting for the City on the same ballot with other races; indicated that community members worked hard to collect signatures to get STAR Voting on the ballot and that he does not think Council should propose a competing measure.
- Councilor Clark – noted that he does not think Council as a body should endorse or comment on the measure; indicated that he thinks voters should vote “no” on the measure; believes negative campaigning will increase if the measure is passed.
- Councilor Zelenka – noted that he does not think Council should propose an alternative measure, but does believe the Council can take a position on STAR Voting; noted the he does not like STAR Voting because he does not think the current system is broken; noted that Eugene has one of the highest voter participation rates in the country; believes replacing the current system with a new one would lead to confusion; noted that he thinks the measure would increase negative campaigning and the amount of funding needed to run for election.
- Mayor Vinis – noted that the campaign was youth driven; noted that Councilors can express their individual opinions as elected officials on the topic; noted that the League of Women Voters may be interested in hosting a candidate panel or informational forum that Council can participate in; noted that there are potential downsides to the measure related to implementation costs and a potential undervote; encouraged the public to pay attention to STAR Voting closely.

Mayor Vinis adjourned the meeting at 12:54 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Natalie Venhuda)

Link to the webcast of this City Council meeting [here](#).

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: February 12, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3B
Staff Contact: Katie LaSala
Contact Telephone Number: 541-682-5010

ISSUE STATEMENT

This is a routine item to approve the City Council Tentative Working Agenda.

BACKGROUND

Per City Council Operating Agreements, at each regular meeting of the Council, the City Manager shall present the Tentative Agenda. This shall be placed on the Consent Calendar. If there are any concerns about the items on the Tentative Agenda, it may be removed at the request of any councilors from the Consent Calendar and discussed separately.

COUNCIL OPTIONS

The council may choose to approve, amend or not approve the tentative agenda.

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. City Council Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Katie LaSala, City Recorder
Telephone: 541-682-5010
Staff E-Mail: klasala@eugene-or.gov



City Council Tentative Agenda

Updated – Feb 8, 2024

City Council meetings continue to be held using hybrid and virtual meeting technology. Materials and information about how to access these meetings will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>.

February 2024					
Date	Day	Time	Title	Length	Dept. Contact
12-Feb	Monday	5:30 pm	Urgent Community Needs: Economic Drivers and Strategies (Work Session)	90 mins	Anne Fifield, PDD Henry Fields, OED
<i>Work Session Location: Public via Virtual Only</i>					
12-Feb	Monday	7:30 pm	Ceremonial Matters Committee Reports and Items of Interest Res. Authorizing the Issuance and Sale of Electric Utility Revenue Bonds (Consent Calendar 1) Public Comment		Twylla Miller, CS
<i>Location: Public via Virtual & Council Chambers, Room 114</i>					
14-Feb	Wednesday	12 pm	Right of Way Jurisdictional Transfer Requests (Work Session and Action) Eugene Public Library – Year 2 Levy Report (Work Session)	45 mins 45 mins	Jenifer Willer, PW Angela Ocaña, LRCS
<i>Work Session Location: Virtual Only</i>					
20-Feb	Tuesday	5:30 pm	Pitchford Plan Amendments and Zone Change (Public Hearing) Safe Parking and Safe Tent Sites Sunset Extension (Public Hearing) Chapter 5 Parking Amendments (Public Hearing) Middle Housing Remand (Public Hearing)		Jeff Gepper, PDD Peter Chavannes, PDD Jeff Petry, PDD Jeff Gepper, PDD
<i>Location: Public via Virtual & Council Chambers, Room 114</i>					



Work Session



Action



Public Hearing



Public Comment



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters



Pledge of Allegiance

21-Feb	Wednesday	12 pm	 River Road-Santa Clara Neighborhood Plan Adoption Package Overview (Work Session)	45 mins	Terri Harding, PDD
			 Finance & Revenue Update (Work Session)	45 mins	Twylla Miller, CS
<i>Work Session Location: Virtual Only</i>					
26-Feb	Monday	5:30 pm	 ESF Governance Updates (Work Session)	60 mins	Chief Caven, ESF
			 Transportation SDC Project List Update (Work Session)	30 mins	Rob Inerfeld, PW
<i>Work Session Location: Public via Virtual Only</i>					
26-Feb	Monday	7:30 pm	 Committee Reports and Items of Interest  Safe Parking and Safe Tent Sites Sunset Extension (Possible Action)  Ord. Concerning State Traffic Laws (Public Hearing and Possible Action)  Annual Annexation Withdrawals (Public Hearing and Possible Action)  Public Comment		Peter Chavannes, PDD Travis Smith, CPO Shawn Burgett, PDD
<i>Location: Public via Virtual & Council Chambers, Room 114</i>					
28-Feb	Wednesday	12 pm	 1059 Willamette: MUPTE & Revised Terms (Work Session, Possible Action)	45 mins	Amanda D'Souza, PDD
			 Overview of Charter Review and Amendment Process (Work Session)	45 mins	Brooke Freed, CS
<i>Work Session Location: Virtual Only</i>					

March 2024					
Date	Day	Time	Title	Length	Dept. Contact
11-Mar	Monday	5:30 pm	 Topic Pending Confirmation (Work Session)	45 mins	Staff
			 Regional Pickleball Facility, Parks and Recreation SDC Analysis (Work Session)	45 mins	Craig Carnagey, PW
<i>Work Session Location: Public via Virtual Only</i>					
11-Mar	Monday	7:30 pm	 Ceremonial Matters		

			 Committee Reports and Items of Interest  Pitchford Plan Amendments and Zone Change (Possible Action)  Middle Housing Remand (Possible Action)  Public Comment		Jeff Gepper, PDD Jeff Gepper, PDD
<i>Location: Public via Virtual & Council Chambers, Room 114</i>					
12-Mar	Tuesday	6:00 pm	 River Road Santa Clara Neighborhood Plan Adoption Package (Joint Eugene City Council & Lane County Board of County Commissioners Public Hearing)		Terri Harding, PDD
Joint Public Hearing Added			<i>Joint Public Hearing Location: Virtual Only</i>		
13-Mar	Wednesday	12 pm	 Topic Pending Confirmation (Work Session)  CAP2.0 Implementation Progress Update (Work Session)	45 mins 45 mins	Staff Ian Penn, PW
<i>Work Session Location: Virtual Only</i>					

Note: Council Spring Break March 14 – April 7

April 2024					
Date	Day	Time	Title	Length	Dept. Contact
8-April	Monday	5:30 pm	<i>Boards and Commissions Interviews</i>	90 mins	Katie LaSala, CS
<i>Work Session Location: Public via Virtual Only</i>					
8-April	Monday	7:30 pm	 Ceremonial Matters  Committee Reports and Items of Interest  Resolution Annexing Land at 214 Grizzly Ave (Grizzly Ave; A 23-8) (Consent Calendar 1)  Public Comment		Shawn Burgett, PDD
<i>Location: Public via Virtual & Council Chambers, Room 114</i>					

10-April	Wednesday	12 pm	 Annual Pavement Management System & Street Repair Review Panel Report (Work Session)	45 mins	Katie Marwitz, PW
			 Airport Expansion Funding Options Overview (Work Session)	45 mins	Cathryn Stephens, PW
Work Session Location: Virtual Only					
15-April	Monday	5:30 pm	 Toxics Program Fees (Public Hearing)		Mark Dahl, ESF
Location: Public via Virtual & Council Chambers, Room 114					
17-April	Wednesday	12 pm	 Topic Pending Confirmation (Work Session)	45 mins	Staff
			 Topic Pending Confirmation (Work Session)	45 mins	Staff
Work Session Location: Virtual Only					
22-April	Monday	5:30 pm	 Topic Pending Confirmation (Work Session)	45 mins	Staff
			 Topic Pending Confirmation (Work Session)	45 mins	Staff
Work Session Location: Public via Virtual Only					
22-April	Monday	7:30 pm	 Committee Reports and Items of Interest		
			 CDBG Action Plan (Possible Action)		Genevieve Middleton, PDD
			 River Road/Santa Clara Neighborhood Plan Adoption Package (Possible Action)		Terri Harding, PDD
			 Toxics Program Fees (Possible Action)		Mark Dahl, ESF
			 Public Comment		
Location: Public via Virtual & Council Chambers, Room 114					
24-April	Wednesday	12 pm	 Topic Pending Confirmation (Work Session)	45 mins	Staff
			 TBD (Work Session)	45 mins	Staff
Work Session Location: Virtual Only					

UPCOMING PUBLIC HEARINGS			
Date/Time	Topic/Title	Description	Staff Contact
February 20, 5:30pm	Pitchford Plan Amendments and Zone Change	The City Council will hold a public hearing to consider an ordinance concerning the Pitchford Plan Amendments and Zone Change. This public hearing will provide opportunity for public comment on an Ordinance to change the land use designation to light medium industrial and zoning to E-2 Mixed Use Employment for a vacant property on Pitchford Avenue, west of Willow Creek Road. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jeff Gepper jgepper@eugene-or.gov 541-682-5282
February 20, 5:30pm	Safe Parking and Safe Tent Sites Sunset Extension	The City Council will hold a public hearing to consider an ordinance extending the sunset date for the Safe Parking and Safe Tent Sites Ordinance through June 30, 2025. This public hearing will provide opportunity for public comment on the potential sunset date extension. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Peter Chavannes pchavannes@eugene-or.gov 541-682-5371
February 20, 5:30pm	Chapter 5 Parking Amendments	The City Council will hold a public hearing on proposed parking regulations to prohibit blocking a mailbox, prohibit grey water discharges from parked vehicles, allow impound of a motor bus or motor vehicle, RV, or PUC trailer following a third overnight parking violation within 90 days, to limit a vehicle to parking once per block per day for the maximum time allowed, to delete the maximum hourly parking meter fee, and to increase the maximum fines for certain parking violations. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jeff Petry jpetry@eugene-or.gov 541-682-5079
February 20, 5:30pm	Middle Housing Remand	The City Council will hold a public hearing to consider an ordinance concerning the Middle Housing Remand. This public hearing will provide opportunity for public comment on an Ordinance addressing the remand of the 2022 Middle Housing Code Amendments. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jeff Gepper jgepper@eugene-or.gov 541-682-5282
February 26, 7:30pm	Annual Annexation Withdrawals	The City Council will hold a public hearing to consider an ordinance concerning the required annual withdrawal of annexed land from special service districts. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Shawn Burgett SBurgett@eugene-or.gov 541-682-5485
February 26, 7:30pm	State Traffic Laws	The City Council will hold a public hearing to consider an ordinance concerning state traffic laws. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Travis Smith tsmith@eugene-or.gov

March 12, 6:00pm Virtual Only	River Road Santa Clara Neighborhood Plan Adoption Package	The City Council will hold a public hearing to consider the River Road Santa Clara Neighborhood Plan Adoption Package. This public hearing will provide opportunity for public comment on an Ordinance adopting the new River Road Santa Clara Neighborhood Plan. A second Ordinance is also proposed addressing River Road and Santa Clara neighborhood-specific Land Use Code Amendments within the City Limits to implement high priority components of the neighborhood plan vision. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Terri Harding Tharding@eugene-or.gov 541-682-5635
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Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Gas Stations – Oct 18; <i>follow-up work session TBD</i>	Keating	4/15/22
Overview of Charter Review and Amendment Process – Feb 28	Keating	12/4/23

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



A Resolution Authorizing the Issuance and Sale of Electric Utility Revenue Bonds and Electric Utility Revenue Refunding Bonds and Providing for Related Matters

Meeting Date: February 12, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3C
Staff Contact: Twylla Miller
Contact Telephone Number: 541-682-8417

ISSUE STATEMENT

Eugene Water & Electric Board (EWEB) is requesting authority to proceed with the issuance of Electric Utility Bonds in the amount of \$64,000,000 for capital improvements. EWEB is also requesting authority to proceed with the issuance of Electric Utility Revenue Refunding Bonds for refunding certain outstanding issuances to achieve interest savings.

BACKGROUND

In 2020, the City Council adopted Resolution No. 5289, authorizing Revenue Refunding Bonds to refund the Series 2012 Bonds. EWEB refunded part of the outstanding principal on the Series 2012 Bonds producing a present value debt service savings based on market conditions at that time. Today's market conditions create added favorable refunding potential, and a portion of the Series 2012 Bonds are still outstanding in the principal amount of \$15,035,000. Issuance authority is requested to refinance all the outstanding 2012 Bonds, should market conditions at the time of issuance prove financially beneficial.

A new authorization for \$64,000,000 of Electric Utility System Revenue Bonds is being requested under the provisions of Oregon Revised Statutes Section 287A.150. Bonds issued pursuant to this authorization will provide funds intended primarily for the design, construction, installation, and equipping of certain capital improvements related to the Carmen-Smith Hydroelectric Project, as well as other projects described in the Electric Capital Improvement Plan. In 2020, the City, acting by and through EWEB, issued \$39.2 million in Electric Utility System Revenue Bonds for capital improvements. Those bond proceeds were spent by the end of 2023 on projects that included upgrades to the Carmen Smith Hydroelectric Project, and other projects designed to enhance the Electric System reliability and resiliency for our community.

As of December 31, 2023, the Electric Utility had \$183.7 million of outstanding bonds.

Impact on Rates

EWEB employs the following rate making principles:

February 12, 2024 Meeting – Item 3C

- *Sufficiency* is the principle that EWEB rates are sufficient to meet the reasonable ongoing costs of utility operations
- *Affordability* is the principle that EWEB makes all reasonable efforts to make rates affordable for its community owners
- *Efficiency* is the principle that EWEB will send efficient price signals to customers, that are cost based and minimize subsidies, to allow customers to make investments to either increase or decrease demand that are sustainable long term, without unfavorably impacting other customers
- *Cost basis* is the principle that EWEB will establish rates as a function of costs
- *Equity* is the principle that EWEB will charge customers nondiscriminatory prices and customers receiving like services will be treated equally
- *Gradualism* is the principle that EWEB rate stability is maintained and, to the extent feasible, rates do not unnecessarily shift year to year

Prior to the February 2024 rate increase, EWEB had raised residential electric rates just three years out of the prior nine years. The forecast 10-year compounded rate is unchanged when compared to not borrowing, however if the improvements are funded without borrowing, the rate trajectory would become much steeper, with multiple double-digit increases needed in the near term to maintain critical system reliability and resiliency, as well as maintain utility financial stability. Large rate actions in consecutive years could burden affordability. This borrowing allows for gradualism in the rate trajectory and supports intergenerational equity. Bond proceeds would support long-lived infrastructure projects allowing the cost of construction to be spread over the life of the bonds and repaid by those customers receiving the benefit from the system's new assets.

COUNCIL OPTIONS

City Council may consider the following options:

1. Adopt the resolution.
2. Reject the resolution.
3. Defer action until a later date.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends adopting the resolution.

SUGGESTED MOTION

Move to adopt a Resolution Authorizing the Issuance and Sale of Electric Utility System Revenue Bonds and Electric Utility System Revenue Refunding Bonds as set forth in Attachment A.

ATTACHMENTS

- A. A Resolution Authorizing the Issuance and Sale of Electric Utility System Revenue Bonds and Sale of Electric Utility System Revenue Refunding Bonds.

FOR MORE INFORMATION

Staff Contact: Twylla Miller, Chief Financial Officer

Telephone: 541-682-8417

Staff E-Mail: tmiller@eugene-or.gov

RESOLUTION NO. _____**A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF
ELECTRIC UTILITY SYSTEM REVENUE BONDS AND ELECTRIC
UTILITY SYSTEM REVENUE REFUNDING BONDS.****The City Council of the City of Eugene finds that:**

A. Oregon Revised Statutes (“ORS”) Section 287A.150 authorizes the City of Eugene, Oregon (the “City”) to issue revenue bonds payable from identified revenues of the City. The City, acting by and through the Eugene Water & Electric Board (“EWEB”), owns and operates an electric utility system and related facilities and systems.

B. On August 2, 2016, EWEB adopted a resolution that amended and restated a resolution dated June 16, 1986, and authorized and provided for the issuance, from time to time, of City of Eugene, Oregon Electric Utility System Revenue Bonds to be equally and ratably secured by the pledge of revenues, funds and accounts thereunder (as amended and supplemented, the “Bond Resolution”).

C. The Bond Resolution provides in part that the principal of, premium, if any, and interest on the bonds issued thereunder shall not be payable from any funds of the City or EWEB other than the Bond Fund established by the Bond Resolution, nor constitute a general obligation of EWEB or the City or create a charge upon the tax revenues of the City or any other property of the City or property of EWEB, except the revenues and other money and securities pledged under the Bond Resolution.

D. EWEB has requested by resolution that the City Council adopt this Resolution to set the terms for and authorize the issuance of not to exceed \$64,000,000 in aggregate principal amount of electric utility system revenue bonds (the “New Money Bonds”) for the purpose of financing certain capital improvements related to the relicensing of the Carmen-Smith Hydroelectric Project and other capital projects described in the Electric Capital Improvement Plan (collectively, the “Project”), funding necessary reserves and paying the costs of issuance of the Bonds.

E. Pursuant to Resolution No. 2002, EWEB has previously requested the City authorize the issuance and sale of electric utility system revenue refunding bonds (the “Refunding Bonds”) to refund certain of its Electric Utility System Revenue and Refunding Bonds, Series 2012, originally issued in the principal amount of \$71,230,000 (the “Series 2012 Bonds”), to fund necessary reserves and to pay the costs of issuance of the Refunding Bonds.

F. The City Council adopted Resolution No. 5289 on January 27, 2020, authorizing the Refunding Bonds, and EWEB issued its \$16,790,000 original principal amount of Electric

Utility System Revenue Refunding Bonds, Series 2020B (Federally Taxable), to refund a portion of the Series 2012 Bonds.

G. A portion of the Series 2012 Bonds are still outstanding in the principal amount of \$15,035,000, and EWEB has renewed its request under Resolution No. 2002 to issue the Refunding Bonds to achieve a present value debt service savings.

H. The New Money Bonds and the Refunding Bonds (together, the “Bonds”) will not be general obligations of the City, nor a charge upon its tax revenues, but will be payable solely from revenues of the Electric Utility System which EWEB pledges to the payment of such Bonds pursuant to ORS Sections 287A.310 and 287A.325 and the resolution to be adopted by EWEB pursuant to this Resolution.

I. EWEB has by resolution undertaken to cause to be prepared a plan showing that EWEB’s estimated Electric Utility System revenues are sufficient to pay the estimated debt service on the Bonds authorized by this Resolution.

J. The City and EWEB anticipate incurring expenditures (“Expenditures”) to finance the costs of the Project and wish to declare their official intent to reimburse themselves for the expenditures made on the Project from the proceeds of the New Money Bonds. To the extent that the expenditures and the use of proceeds of the New Money Bonds may qualify under federal tax law and regulations, the City, including EWEB, intends for the interest on such bonds to be excludable from gross income for federal income tax purposes under §103 of the Internal Revenue Code of 1986, as amended (the “Code”).

K. EWEB has requested by resolution that the City Council adopt this Resolution in part to authorize the publication of the Notice of Revenue Bond Authorization relating to the Bonds to fund the Project, such notice being in substantially the form attached to this Resolution as Exhibit “A” (the “Notice”). The Notice shall specify the last date on which petitions may be submitted, and the City, acting by and through EWEB, shall cause the Notice to be published in *The Register-Guard*, a newspaper of general circulation within the boundaries of the City, in the same manner as are other public notices of the City.

NOW THEREFORE, based upon the above findings,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a Municipal Corporation of the State of Oregon, as follows:

Section 1. Authorization of New Money Bonds and Publication of Notice; Purpose of Issue. Based on the above findings, subject to the prior publication of the Notice and the expiration of the 60-day period following the publication of the Notice without the receipt of a petition for an election questioning the issuance of the New Money Bonds, which facts and circumstances shall be determined conclusively and for all purposes by any individual designated by EWEB, the City Council hereby authorizes EWEB, on behalf of the City, to issue and sell the New Money Bonds designated as the “City of Eugene, Oregon Electric Utility System Revenue Bonds,” in one or more series, in the aggregate principal amount of not to exceed \$64,000,000,

for the purpose of financing the Project, and funding any required reserves and costs of issuance, and to publish the Notice as aforesaid. If petitions for an election, containing the valid signatures of not less than 5.0% of the City's qualified electors, are received within the time indicated in the Notice, the question of issuing New Money Bonds shall be placed on the ballot at the next legally available election date. If such petitions are received no New Money Bonds may be sold until the question of whether to issue the New Money Bonds is approved by a majority of electors living within the boundaries of the City who vote on that question. Any such petitions will be subject to ORS 287A.150 and §§2.960-2.1005 of The Eugene Code, 1971.

Section 2. Authorization of Refunding Bonds; Purpose of Issue. Based on the above findings, the City Council hereby authorizes EWEB, on behalf of the City, to issue and sell the Bonds designated as the "City of Eugene, Oregon Electric Utility System Revenue Refunding Bonds," in one or more series, in the aggregate principal amount of not to exceed \$15,035,000, for the purpose of refunding a portion of the Electric Utility System Revenue Bonds, Series 2012.

Section 3. Conditions of Issuance and Sale. The City Council hereby prescribes that:

(a) The Bonds of each series shall: (i) mature not later than 30 years from the date of issuance of the series; (ii) be sold through public competitive sale and awarded to the bidder offering the most favorable terms to EWEB, on behalf of the City, or sold pursuant to negotiation at par or with a net original issue discount or premium that does not exceed 20% of the aggregate principal amount thereof; and (iii) have a true interest cost of not to exceed 6.0% per annum; and

(b) The proceeds of the Bonds shall be used only for the purposes above described.

Section 4. Delegation of Authority for Terms of Bonds; Provisions for Issuance. Pursuant to ORS 287A.300(4), EWEB, or any individual designated by EWEB, is hereby authorized and directed to determine, with respect to the Bonds, the number of series, the form of bond and series designation, the manner of disbursement of proceeds of the Bonds, the maturity dates, principal amounts, redemption provisions, interest rates or the method for determining a variable or adjustable interest rate, whether to obtain bond insurance or some other form of guaranty or security for the payment of the Bonds, denominations, form, authorized signatory and other terms and conditions of the Bonds because the same cannot be determined by the City Council at this time. Prior to the issuance of any Bonds, EWEB shall: (i) prepare a plan showing that the estimated Electric Utility System revenues are sufficient to pay the estimated debt service on the Bonds; (ii) adopt a supplemental bond authorizing resolution and provide a copy of such resolution to the City; and (iii) provide to the City a resolution determining that any and all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of the Bonds, exist, have happened and have been performed in due time, form and manner as required by the Constitution and statutes of the State of Oregon, the Charter and ordinances of the City and this Resolution.

Section 5. Declaring Intent to Reimburse. The City reasonably anticipates that the City and EWEB may incur preliminary, costs of issuance and other Project expenditures that qualify as “Original Expenditures” under Treasury Regulation §1.150-2 prior to the date of issuance of the New Money Bonds, and hereby declares its official intent to reimburse itself or EWEB with proceeds of the sale of the New Money Bonds to be issued in an amount not to exceed \$64,000,000 in aggregate principal amount.

Section 6. Statement on Form of Bond. All Bonds shall include a statement on their face to the effect that:

(a) That they do not in any manner constitute a general obligation of EWEB or of the City, or create a charge upon the tax revenues of the City, or upon any other revenues or property of the City, or property of EWEB, but are charges upon and are payable solely from the revenues of the Electric Utility System operated by EWEB, or any portion thereof, pledged to the payment thereof; and

(b) That the holders thereof may look for repayment only to the revenues of the Electric Utility System which are pledged for the payment thereof, and may not directly or indirectly be paid or compensated through any other property of the City, or EWEB, or by or through the taxing power of the City.

Section 7. Bonds Payable Solely from Revenues. The Bonds shall not be general obligations of the City, nor a charge upon its tax revenues, but shall be payable solely from the revenues and funds which EWEB pledges to the payment thereof pursuant to ORS 287A.150, any applicable authorizations and in accordance with this Resolution.

Section 8. Bonds Reporting. EWEB shall submit to the City by May 1 of each year the following annual reports commencing after the first sale of any Bonds or other evidences of indebtedness hereunder and each year thereafter until the Bonds have been paid and retired:

(a) A report on the funds for each series of Bonds describing the funds established, the amounts in each fund, expenditure from each fund, the manner in which the monies in each fund have been invested, the income from such investments and the application of such income; and

(b) A report on Bond payments describing amounts paid, and amounts scheduled to be paid and the source of such payments.

If the contents of the reports required by subsections (a) and (b) above are included in the annual audit report of EWEB, then EWEB may comply with this Section 8 by transmitting a copy of its annual audit report to the City.

Section 9. Appointment of Professionals. EWEB is authorized to appoint bond counsel, disclosure counsel, financial advisor, underwriter in the case of a negotiated sale, trustees, registrars, paying agents, and any other professional assistance that EWEB determines

is necessary or convenient to accomplish the issuance and sale of any or all of the Bonds, and such appointments are hereby ratified.

Section 10. Official Statement and Disclosure Obligations. EWEB or any party designated by EWEB is authorized to prepare and distribute or direct the preparation and distribution of one or more preliminary or final official statement(s) or other disclosure document(s) for any of the Bonds, and to enter into continuing disclosure agreements for the Bonds in accordance with Rule 15c2-12 of the United States Securities and Exchange Commission. The City shall have no disclosure obligation related to the Bonds or any continuing disclosure agreement for the Bonds. Any similar agreement for any other borrowing by EWEB shall obligate only EWEB and not the City, and the City shall have no obligation to comply with any of those agreements, or to report EWEB's compliance with those agreements to the Municipal Securities Rulemaking Board or any other party. In addition to complying with continuing disclosure agreements related to any borrowings by EWEB, EWEB shall comply with its post issuance compliance procedures in effect from time to time.

Section 11. Other Sale Documents. EWEB or any party designated by EWEB is also authorized to obtain bond insurance or other credit enhancement or commitments therefor, to obtain a rating on any or all of the Bonds from Moody's Investors Service, Inc., S&P Global Ratings and/or Fitch Ratings, and to issue and publish such notices of sale of the Bonds and execute such purchase contracts as may be necessary or required to accomplish the sale of the Bonds in accordance with this Resolution and to determine any other terms, conditions or covenants regarding any or all of the Bonds or the Project, which are necessary or desirable to effect the sale of any or all of the Bonds.

Section 12. Effective Date of Resolution. This Resolution shall become effective immediately upon its adoption.

The foregoing Resolution adopted by the City Council this ____ day of _____, 2024.

City Recorder

EXHIBIT A

FORM OF NOTICE OF REVENUE BOND AUTHORIZATION

NOTICE IS HEREBY GIVEN that the City Council of the City of Eugene, Oregon (the “City”), acting pursuant to the request of the Eugene Water & Electric Board (“EWEB”), adopted Resolution No. _____ on _____, 2024, authorizing the issuance of the City’s Electric Utility System revenue bonds. The revenue bonds will be issued in one or more series to provide funds for the purpose of financing certain capital improvements related to the relicensing of the Carmen-Smith Hydroelectric Project and other capital projects described in the Electric Capital Improvement Plan (collectively, the “Project”), funding necessary reserves and paying the costs of issuance of the revenue bonds.

The costs of funding the Project, together with the necessary reserves and costs of issuance of the revenue bonds, are estimated not to exceed the authorized principal amount and premium, if any, of the revenue bonds. In accordance with these estimates, the City expects that the revenue bonds to fund the Project will be issued in an aggregate principal amount not to exceed \$64,000,000.

Subject to certain parameters, EWEB may establish all terms, conditions and covenants regarding the revenue bonds and the revenues which are necessary or desirable to affect the sale of the revenue bonds.

The revenue bonds will not be general obligations of the City, nor a charge upon its tax revenues, but will be payable solely from the revenues of the City’s Electric Utility System.

If written petitions, signed by not less than 5.0% of the City’s qualified electors, are filed at the Office of the City Recorder on or before _____, 2024 (the 61st day after the date of publication of this notice), the question of issuing not to exceed \$64,000,000 of electric revenue bonds shall be placed on the ballot at the next legally available election date. Any such petition shall be subject to ORS 287A.150 and Sections 2.960-2.1005 of the Eugene Code, 1971.

The Office of the City Recorder is located at 101 West 10th Avenue, Suite 203, Eugene, Oregon 97401. Information on procedures for filing petitions may also be obtained at such address or by telephone at (541) 682-5042.

The resolution authorizing the revenue bonds is available for inspection at the Office of the City Recorder.

The revenue bonds will be issued and sold pursuant to ORS 287A.150, and this notice is published pursuant to ORS 287A.150(4).

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Comment

Meeting Date: February 12, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 4
Staff Contact: Natalie Venhuda
Contact Telephone Number: 541-682-8497

ISSUE STATEMENT

This item allows members of the public the opportunity to express opinions and provide information to the council. Comments presented during the public comment period should be on city-related issues and should not address items which have already been heard by a Hearings Official, items on the present agenda as a public hearing item, or items related to a quasi-judicial matter after the official record has been closed.

BACKGROUND

Per City Council's operating agreement, speakers at the public comment period will be limited to two and a half minutes and the total time will be limited to 90 minutes total. Speakers will be randomized, and no persons will be allowed to submit a "Request to Speak" form more than 30 minutes prior to the start of the meeting. Persons wishing to speak must sign up to do so not later than 5 minutes after the meeting has been opened by the Mayor or presiding officer.

At the end of the public comment period each member of the Council has the opportunity to respond to comments made. The time allocated to each member of the Council for such responses shall be up to three minutes.

FOR MORE INFORMATION

Staff Contact: Natalie Venhuda, City Council Coordinator
Telephone: 541-682-8497
Staff E-Mail: nvenhuda@eugene-or.gov